

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No.: 10/731,060 Confirmation No. 3741  
Applicant: Yoichiro Tsuruta, et al.  
Filed: December 9, 2003  
TC/A.U.: 2612  
Examiner: Edwin C. Holloway III

Docket No.: 36314  
Customer No.: 00116

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR REFUND**

Dear Sir:

On April 23, 2007, applicant filed an Information Disclosure Statement. In reviewing the Deposit Account Statement for June 2007, Deposit Account Number 16-0820 (a copy is enclosed with Form PTO-1449), we note that \$180.00 was withdrawn with respect to the submission of the Information Disclosure Statement.

Since the applicant certified that *each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to filing the Information Disclosure Statement*, the charge of \$180.00 is not warranted.

Please refund or credit the \$180.00 fee that was deducted from our deposit account in connection with the Information Disclosure Statement to Deposit Account No. 16-0820 (Order No. 36314).

Respectfully submitted,

Dated: August 31, 2007

By: 

Michael W. Garvey, Reg.No. 35878

Pearne & Gordon LLP  
1801 East 9<sup>th</sup> Street  
Suite 1200  
Cleveland, OH 44114-3108

05/02 3863	29279491	SPC/JJS	41823	2012	\$100.00	\$48,841.06
05/02 3865	29279491		41823	2312	\$65.00	\$48,776.06
05/02 3864	29279491		41823	2112	\$50.00	\$48,726.06
05/02 667	29279491	SPC	41823	8021	\$40.00	\$48,686.06
05/02 4517	11718459	GAMB/JPM	42267	1631	\$300.00	\$48,386.06
05/02 4518	11718459		42267	1642	\$400.00	\$47,986.06
05/02 4520	11718459		42267	1615	\$600.00	\$47,386.06
05/02 4549	11718459		42267	1633	\$200.00	\$47,186.06
05/02 4569	29279507	SPC/JJS	41821	2012	\$100.00	\$47,086.06
05/02 4571	29279507		41821	2312	\$65.00	\$47,021.06
05/02 4570	29279507		41821	2112	\$50.00	\$46,971.06
05/02 846	29279507	SPC	41821	8021	\$40.00	\$46,931.06
05/03 1	10749291	ASW/MWG	36348	1202	\$50.00	\$46,881.06
05/03 2	10749291		36348	1801	\$790.00	\$46,091.06
05/03 85	60915499	GAMB/JJS	41976	1005	\$200.00	\$45,891.06
05/03 46	10594472	NOR/JPM	41355	8021	\$40.00	\$45,851.06
05/03 343	29279514	SPC/JJS	41262US1	2012	\$100.00	\$45,751.06
05/03 344	29279514		41262US1	2112	\$50.00	\$45,701.06
05/03 345	29279514		41262US1	2312	\$65.00	\$45,636.06
05/03 62	29279514	SPC	41262US1	8021	\$40.00	\$45,596.06
05/03 475	11718472	NGB/JJS	42147	1631	\$300.00	\$45,296.06
05/03 476	11718472		42147	1642	\$400.00	\$44,896.06
05/03 477	11718472		42147	1633	\$200.00	\$44,696.06
05/03 315	2092105	MM/ASM	29252	7205	\$100.00	\$44,596.06
05/03 346	2092105	ASM	29252	7201	\$400.00	\$44,196.06
05/03 382	78313842	MWG/HOLM	36178	7004	\$150.00	\$44,046.06
05/03 69	11498642	WDO/MWG	38752	8007	\$80.00	\$43,966.06
05/03 180	11426092	WDO/MWG	39571	8007	\$80.00	\$43,886.06
05/03 4135	11748542	NGB/JJS	42276	1631	\$300.00	\$43,586.06
05/03 4137	11748542		42276	1633	\$200.00	\$43,386.06
05/03 4136	11748542		42276	1642	\$400.00	\$42,986.06
05/03 4138	11748542		42276	1616	\$360.00	\$42,626.06
05/03 4181	11718543		42166	1631	\$300.00	\$42,326.06
05/03 4184	11718543		42166	1614	\$200.00	\$42,126.06
05/03 4183	11718543		42166	1633	\$200.00	\$41,926.06
05/03 4482	11718543		42166	1642	\$400.00	\$41,526.06
05/03 4223	11743812	NGB/JJS	42280	1011	\$300.00	\$41,226.06
05/03 4224	11743812		42280	1111	\$500.00	\$40,726.06
05/03 4225	11743812		42280	1311	\$200.00	\$40,526.06
05/03 4235	11718545	NGB/JJS	42266	1631	\$300.00	\$40,226.06
05/03 4236	11718545		42266	1642	\$400.00	\$39,826.06
05/03 4237	11718545		42266	1633	\$200.00	\$39,626.06
05/03 4238	11718545		42266	1614	\$600.00	\$39,026.06
05/04 256	77472154	NORA/MWG	42043	7001	\$325.00	\$38,701.06
05/04 270	78520678	FECE/JPM	38894	7004	\$150.00	\$38,551.06
05/04 318	2511742	WHZ/JPM	33181	7205	\$100.00	\$38,451.06
05/04 317	2511742		33181	7208	\$200.00	\$38,251.06
05/04 352	11748459	GAMB/JPM	42267	8021	\$40.00	\$38,211.06
05/04 369	11748459		42267	8021	\$40.00	\$38,171.06
05/04 371	11748459		42267	8021	\$40.00	\$38,131.06
05/04 375	11748459		42267	8021	\$40.00	\$38,091.06
05/04 1	10731060	ARI/JJS	36314	1806	\$180.00	\$37,911.06
05/04 45	E-REPLENISHMENT			9203	-\$25,000.00	\$62,911.06
05/04 1218	78407188	MWG/MOB	36687	7004	\$450.00	\$62,461.06

*Hold in Billing*

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Docket No.: 36314  
Customer No.: 000116

INFORMATION DISCLOSURE STATEMENT

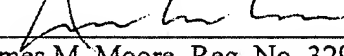
Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. 1.97 and 1.98, Applicant is submitting herewith Form PTO-1449 listing references for consideration by the Examiner. Also submitted herewith is a legible copy of each reference, except that copies of any listed U.S. Patent Documents are not enclosed, since this U.S. patent application was filed after June 30, 2003. The undersigned hereby certifies that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

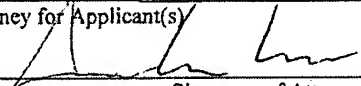
PEARNE & GORDON LLP

By   
James M. Moore, Reg. No. 32923

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(216) 579-1700

Date: 4/23/07

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

James M. Moore  
Name of Attorney for Applicant(s)  
4/23/07   
Date Signature of Attorney

Form PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 36314	SERIAL NO. 10/731.060
<b>INFORMATION DISCLOSURE CITATION BY APPLICANT</b> <i>(USE SEVERAL SHEETS IF NECESSARY)</i>		APPLICANT: Yoichiro Tsuruta, et al.	
		FILING DATE: December 9, 2003	GROUP ART UNIT: 2612

U.S. PATENT DOCUMENTS							
Examiner Initial		Document No.	Date	Name	Class	Subclass	Filing Date If Appropriate
	A	5,729,210	3/1998	Kiriyama			
	B	6,958,702 B1	10/2005	Yamasaki, et al.			
	C						
	D						
	E						
	F						
	G						
	H						

FOREIGN PATENT DOCUMENTS							
		Document No.	Date	Country	Class	Subclass	Translation
	I	59-257812	12/1984	Japan			
	J	6-237049	9/1994	Japan			See Corres. U.S. Pat. No. 5,729,210
	K	7-29721	2/1995	Japan			See Patent Abstracts of Japan
	L	11-255918	9/1999	Japan			See Corres. U.S. Pat. No. 6,958,702 B1
	M	2001-152358	5/2001	Japan			See Patent Abstracts of Japan

<b>OTHER REFERENCES</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>	
	N
Examiner:	Date Considered

\*Examiner: Initial if reference considered, regardless of whether citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.